

## **DECLARATION AND POWER OF ATTORNEY**

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

		<u>PPARATUS AND METHOD</u> itle of Invention)	<u>S</u>	
the specification of w	vhich:		•	
	is attached hereto.			
	X was filed on A	lugust 25, 2003	·	
	Application Serial No1	0/648,606		
	and was amended by			·
		(if applica	ble)	
defined in Title 37, (  I hereby claim forei, application(s) for pa	Code of Federal Regulations gn priority benefits under t stent or inventor's certificat	ll information known to me to , Section 1.56. Title 35, United States Cod e listed below and have als aving a filing date before th	le, Section 119 o identified bel	of any foreign ow any foreign
Prior Foreign Application(s)			Priority Claimed	
<u>Number</u>	<u>Country</u>	<u>Filing Date</u>	<u>Yes</u>	<u>No</u> 
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I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	<u>Status</u>
60/406,391	August 26, 2002	Pending
60/406,399	August 26, 2002	<u>Pending</u>
60/406,325	August 26, 2002	<u>Pending</u>
60/406,328	August 26, 2002	<u>Pending</u>
60/406,204	August 26, 2002	<u>Pending</u>
60/406,205	August 26, 2002	<u>Pending</u>
60/406,319	August 26, 2002	_Pending

And I hereby appoint Ivan S. Kavrukov (Reg. No. 25161); Christopher C. Dunham (Reg. No. 22031); Norman H. Zivin (Reg. No. 25385); John P. White (Reg. No. 28678); Robert D. Katz (Reg. No. 30141); Peter J. Phillips (Reg. No. 29691); Richard S. Milner (Reg. No. 33970); Richard F. Jaworski (Reg. No. 33515); Paul Teng (Reg. No. 40837), and each of them, all c/o Cooper & Dunham LLP of 1185 Avenue of the Americas, New York, New York 10036 (Tel. 212-278-0400), my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected herewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Please address all communications, and direct all telephone calls, regarding this application to:

Richard F. Jaworski Reg. No. 33,515

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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